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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: STEARNS et al.

Attorney Docket No.: XENOP009

Application No.: 10/606,976

Examiner: GARBER, Wendy Rae

Filed: June 25, 2003

Group: 2612

Title: METHOD AND APPARATUS FOR 3-D  
IMAGING OF INTERNAL LIGHT SOURCES

Confirmation No.: 6444

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first-class mail on July 25, 2005 in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signed: \_\_\_\_\_

*Sue Funchess*  
Sue Funchess

**INFORMATION DISCLOSURE STATEMENT  
37 CFR §§1.56 AND 1.97(b)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The references listed in the attached PTO Form 1449, copies of which are attached, may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make these references of official record in this application.

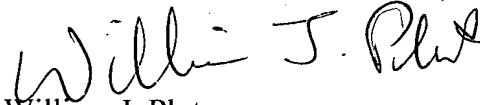
This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

This Information Disclosure Statement is: (i) filed within three (3) months of the filing date of the above-referenced application, (ii) believed to be filed before the mailing date of a first Office Action on the merits, or (iii) believed to be filed before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure

Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 50-0388 (Order No. XENOP009).

Respectfully submitted,

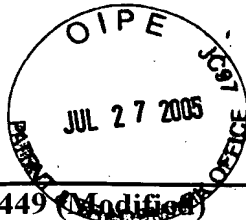
BEYER WEAVER & THOMAS, LLP

A handwritten signature in black ink, appearing to read "William J. Plut". The signature is written in a cursive, flowing style.

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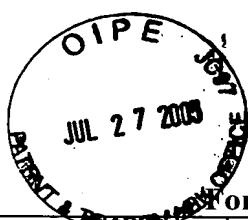


<b>Form 1449 (Modified)</b>  <b>Information Disclosure Statement By Applicant</b>  (Use Several Sheets if Necessary)	Atty Docket No. <b>XENOP009</b> Applicant: <b>STEARNS et al.</b> Filing Date <b>June 25, 2003</b>	Application No.: <b>10/606,976</b>  Group <b>2612</b>
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### U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-class	Filing Date
	A	5,202,091	04/13/93	Lisenbee			04/04/88
	B	5,319,209	06/07/94	Miyakawa et al.			11/19/92
	C	5,414,258	05/09/95	Liang			11/22/93
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	G	5,650,135	07/22/97	Contag			07/01/94
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	AG	6,775,567	08/10/04	Cable			02/21/01
Examiner				Date Considered			

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



### Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub- class	Translation	
							Yes	No

### Other Documents

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	AH	Ghiglia et al., "Two-Dimensional Phase Unwrapping: Theory, Algorithms, and Software", Wiley-Interscience publication, 1998, ISBN 0-471-24935-1, pg. 312
	AI	Mahmood et al., "Near-Infrared Optical Imaging of Protease Activity for Tumor Detection", Radiology, December 1999, pg. 866-870
	AJ	Weissleder et al., "Shedding Light onto Live Molecular Targets", Nature Medicine, Vol. 9, No. 1, January 2003, pg. 123-1218
Examiner		
Date Considered		

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.